

**APPLICATION
UNITED STATES BANKRUPTCY COURT
DISTRICT OF MARYLAND
BANKRUPTCY DISPUTE RESOLUTION PROGRAM PANEL**

Name: NELSON I. FISHMAN

Office Address: P.O. Box 25752

Baltimore, MD 21224
City State Zip

Office Phone: 410-633-2509 Office Fax: 410-633-1822

Education: SEE ATTACHED CONTINUATION SHEET

Professional licenses or memberships and accreditations:

SEE ATTACHED CONTINUATION SHEET

Dispute Resolution Training: Yes X No

(a) U.S. Bankruptcy Court Training

(b) Other Training SEE ATTACHED CONTINUATION SHEET

Experience: SEE ATTACHED CONTINUATION SHEET

Counties in which you are willing to serve as a Resolution Advocate:

Baltimore City / Baltimore County / Howard / Anne Arundel / Harford

If you are also applying to be a Paid Resolution Advocate, rates charged:

\$220.00 per hour or \$1,200.00 for a full day

Additional Information: SEE ATTACHED CONTINUATION SHEET

I hereby certify that the information set-forth above is true and correct.¹ I agree to serve for a minimum of one year and to act as an unpaid Resolution Advocate in matters, not to exceed one matter per calendar quarter.

May 5, 2004
Date

/S/ Nelson I. Fishman
Signature

¹ It is the responsibility of the applicant to submit an amended application if any information contained on this application changes.

CONTINUATION SHEET TO U.S. BANKRUPTCY COURT APPLICATION FORM

NELSON I. FISHMAN MEDIATOR, ARBITRATOR, CONSULTANT

EDUCATION:

B.S. in Economics: Wharton School, University of Pennsylvania

J.D. University of Maryland School of Law; with honors; Order of the Coif. Bancroft Whitney Awards for the highest grades achieved in 2 courses: Administrative Law and Domestic Relations.

Other: Turnaround Management Association - Three Day Training Course for Certification as Certified Turnaround Practitioner. June 1995 at Northeastern University.

PROFESSIONAL LICENSES OR MEMBERSHIPS AND ACCREDITATIONS

Admitted to practice in Maryland; District of Columbia; Federal District Court; Federal Bankruptcy Court; Federal Courts of Appeal for the 1st and 4th Circuits; and the Supreme Court of the United States. Practice is now limited to mediation and arbitration

Bar Related Association memberships:

American Bar Association – ADR Section

Maryland State Bar Association – ADR Section

Bar Association of Baltimore City – ADR Section and Fee Arbitration Committee

Judicial Nominating Commission:

1987-1995 - Chairman of the Judicial Nominating Commission for Baltimore City Trial Courts.

Member of the Turnaround Management Association.

Member of the Association for Corporate Growth.

Member of the National Association of Parliamentarians - certified parliamentarian

DISPUTE RESOLUTION TRAINING

Mediation Training:

Advanced Mediation Training – Bankruptcy Disputes - (8 hrs.) – MICPEL; December 2003

Advanced Mediation Training – Labor & Employment Disputes - (8 hrs.) – MICPEL; December 2003

Ethics in Arbitration & Mediation — AAA; Providence, RI – August 2003

Mediating Multi-Party Disputes — AAA; Providence, RI – August 2003

Mediation Skills Training (Three Days) — NASD; New York – 1997

Intensive Mediation Training (Two Days) — American Arbitration Association - 1993

Arbitration Training:

AAA Arbitrator Ethics Update – D.C. – January & April 2004

AAA Arbitrator Arbitrator II Training (2 days) – Jun. 2002

AAA Arbitrator Arbitrator I Training (2 days) – Jan. 2002

NYSE Arbitrator Workshop – 2001

NYSE Arbitrator Workshop – 1999

Prudential Appeals Committee Med/Arb Training (3 days) - AAA - 1998

Arbitration Skills Workshop - NASD - 1997

Arbitration Chairperson Training - NASD - 1996

Labor & Employment Law for Securities Arbitrators - NASD - 1996

Advanced Arbitrator Training - American Arbitration Association - 1993

Securities Arbitrator Training - jointly sponsored by the AAA, NASD, NYSE and AMEX - 1993

EXPERIENCE

Bankruptcy Specific Experience:

I was a member of the Bankruptcy and Commercial Law department of Weinberg & Green (now Saul Ewing), where I worked closely with Deborah Hunt Devan in the firm's bankruptcy practice.

I was a co-founder, along with Larry Coppel, Esq., of the organization that is now the Maryland Bankruptcy Bar Association.

At the University of Maryland School of Law I taught Bankruptcy and Creditors Rights, and I designed, organized and supervised the clinical program known as the "Bankruptcy Trustees Clinic". In that clinic I supervised students who acted as trustees in Chapter 7 cases. That involved teaching them bankruptcy law and practice, and Bankruptcy Court practice, including adversary proceedings, motions practice, and examining debtors at the meeting of creditors. I was assisted by Richard Kremen, Esq.

Arbitrator: On the commercial and securities panels of: the American Arbitration Association; the national panels of the National Association of Securities Dealers (NASD) and the New York Stock Exchange (NYSE); the NASD panel of Injunction qualified arbitrators; the NASD Securities-Related Employment Discrimination Disputes panel; the panel of the Maryland Health Claims Arbitration Office; and the fee arbitration panel of the Bar Association of Baltimore City. I have arbitrated more than 40 cases of all types, primarily commercial and securities arbitrations, but also including employment, technology, and construction disputes. These have ranged in length from one-half day to fourteen days of hearings, and from nominal amounts to a \$32 million defamation and wrongful discharge claim.

Mediator: Mediator for: the American Arbitration Association; Circuit Court for Baltimore City; Circuit Court for Baltimore County; NASD; the Bar Association of Baltimore City; and in private practice I am also a Mediation Training Critiquer for MICPEL's 40 hr Civil Mediation Training program.

ADDITIONAL INFORMATION

I am an experienced mediator/arbitrator with unique background as CPA, attorney, businessman and law school teacher. The combination of a strong business background with legal and accounting training and experience bring to the table an understanding of business and business practices not available to most arbitrators or mediators. My practice is now limited to mediation and arbitration services.

QUALIFICATIONS:

1. ***Attorney:***
2. ***Certified Public Accountant:***
3. ***Law School Teacher:*** 1977-1995— adjunct professor at University of Maryland School of Law. Courses taught included: Business Associations (corporate, partnership and agency law); Bankruptcy and Creditors' Rights; Accounting for Lawyers; Business Planning; Basic Concepts of Business and Finance; and others.
6. ***Businessman:*** Former Chairman and CEO of closely held multi-branch, multi-state distribution firm.
7. ***Turnaround Manager:*** I was engaged as turnaround manager of a hardware distribution firm that was in extremis.
8. ***Business Valuation Appraiser:*** I was engaged as neutral third appraiser for valuation of a business in a case involving dissenting minority shareholders' appraisal rights.

LEADERSHIP POSITIONS

1. Chairman of the Judicial Nominating Commission for Baltimore City Trial Courts 1987-1995
2. Former President – Mt. Washington Improvement Association, a community association of 1200+ households. Was President on two separate occasions.
3. Past President of the Board, Edward A. Myerberg Senior Center
4. Chairman, North Atlantic Section, United States Fencing Association
5. Chairman, National Rules Committee, United States Fencing Association
6. Chairman, Mayor's Advisory Committee on Animal Control, 1971-1975

REFERENCES:

I provide the following references from the Bankruptcy Bar:

Lawrence D. Coppel

Deborah Hunt Devan

Richard M. Kremen

Gary Greenblatt

David Musgrave
